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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ROSALINA GUTIERREZ, an individual;

Plaintiff,

v.

OTIS ELEVATOR COMPANY, a foreign
corporation; DOES I through X; ROE
ENTITIES I through X, inclusive, jointly and
severally

Defendants

2:24-cv-01075-JAD-EJY

**STIPULATION AND ORDER
TO EXTEND DISCOVERY
(THIRD REQUEST)**

Plaintiff Rosalina Gutierrez and Defendant Otis Elevator Company by and through their respective counsel of record, hereby stipulate and agree to continue the discovery dates in this matter and request that the court enter a new Discovery Scheduling Order containing said agreed-upon dates.

A. STATEMENT SPECIFYING THE DISCOVERY COMPLETED:

The following discovery has been completed by the parties:

1. Plaintiff's initial disclosures





- 1 2. Defendant's initial disclosures
- 2 3. Defendant's Requests for production of Documents
- 3 4. Defendant's Interrogatories
- 4 5. Plaintiff's interrogatories to defendant
- 5 6. Plaintiff's requests for production of documents to defendant
- 6 7. Plaintiff's first set of requests for admission to defendant

7 **B. A SPECIFIC DESCRIPTION OF THE DISCOVERY THAT REMAINS**
8 **TO BE COMPLETED:**

- 9 1. Deposition of Plaintiff
- 10 2. IME of Plaintiff
- 11 3. Deposition of Defendant
- 12 4. Depositions of treating providers of the plaintiff
- 13 5. Site inspection
- 14 6. Initial Expert disclosures
- 15 7. Rebuttal Expert Disclosures
- 16 8. Depositions of Experts

17 **C. THE REASONS WHY THE DISCOVERY REMAINING WAS NOT**
18 **COMPLETED WITHIN THE TIME LIMITS SET BY THE DISCOVERY**
19 **ORDER:**

20 The parties have engaged in preliminary discovery but have had difficulties
21 with scheduling as it relates to certain depositions. Moreover, the plaintiff is
22 continuing the pursuit of her workers compensation claim, which is making it
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difficult to determine the final determinations as to disability, the scope of ongoing and future treatment, as well as any potential final lien amount that may be due the worker's compensation carrier in the future. Combined with ongoing treatment, this is creating a moving target for both the plaintiff and defense to figure out while time remaining for discovery continues to pass.

The parties believe an extra sixty days will allow for sufficient time to complete discovery, if not get the parties to a point where pre-trial resolution might occur.

D. A PROPOSED SCHEDULE FOR COMPLETING ALL REMAINING DISCOVERY:

<i>Deadline</i>	<i>Old Cut-off</i>	<i>New Cut-off</i>
Amend Pleadings or Add Parties:	June 1, 2025	August 1, 2025
Initial Expert Disclosures:	June 1, 2025	August 1, 2025
Rebuttal Expert Disclosure:	July 1, 2025	August 31, 2025
Close of Discovery:	July 31, 2025	September 30, 2025
Dispositive Motion Deadline:	August 30, 2025	October 30, 2025



1 **F. SAID REQUEST IS NOT BEING MADE FOR PURPOSES OF**
2 **UNDULY DELAYING DISCOVERY OR THE TRIAL OF THIS MATTER.**
3 **SO AGREED.**

4 DATED May 12, 2025

DATED May 12, 2025

5 **THE BIG GUNS INJURY**
6 **ATTORNEYS**

TUCKER ELLIS LLP

7 /s/Benjamin J. Carman

/s/Su-Lyn Combs

8 BENJAMIN J. CARMAN, ESQ.

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Attorneys for Plaintiff

Attorneys for Defendant

Rosalina Gutierrez

Otis Elevator Company

10 **IT IS SO ORDERED;** provided, however, no further extensions will be granted
11 absent completion of substantially all remaining discovery.

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13 **UNITED STATES MAGISTRATE JUDGE**

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15 **DATED: May 12, 2025**
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